

FILED

FEB 28 2024

CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
BY [Signature] DEPUTY

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

SYLVIA BENAVIDES,

Plaintiff,

v.

TEXAS DEPARTMENT OF FAMILY AND  
PROTECTIVE SERVICES,

Defendant.

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1:20-CV-1218-RP

**VERDICT FORM**

**Part 1: Disability**

**Question No. 1**

Did Plaintiff Sylvia Benavides have a disability?

Answer "Yes" or "No": Yes

If you answered "Yes" to question No. 1, then answer Question No. 2. If you answered "No", then sign and return your verdict form.

**Part 2: Qualified Individual**

**Question No. 2**

Was Plaintiff Sylvia Benavides a qualified individual as defined in Instruction No. 9?

Answer "Yes" or "No": No

If you answered "Yes" to question No. 2, then answer Question No. 3. If you answered "No", then sign and return your verdict form.

**Part 3: Disability Discrimination**

**Question No. 3**

Has Plaintiff Sylvia Benavides proved by a preponderance of the evidence that Defendant DFPS terminated her solely on the basis of one or multiple of the following:

On the basis of her disability?

Answer "Yes" or "No": \_\_\_\_\_

On the basis of her being regarded as disabled?

Answer "Yes" or "No": \_\_\_\_\_

On the basis of her having a record of disability?

Answer "Yes" or "No": \_\_\_\_\_

Answer Question No. 4.

**Question No. 4**

Did Defendant DFPS fail to reasonably accommodate a disability claimed by Plaintiff Sylvia Benavides?

Answer "Yes" or "No": \_\_\_\_\_

If you answered "No" to each line of Questions 3 and 4, sign and return your verdict form. If you answered "Yes" to any line of Question Nos. 3 or 4, then answer Question 5.

**Part 4: Damages**

**Question No. 5**

What sum of money if paid now in cash, would fairly and reasonably compensate Plaintiff Sylvia Benavides for the damages, if any, you have found Defendant DFPS caused Plaintiff Sylvia Benavides? Answer in dollars and cents for the following items and none other:

Lost wages and employment benefits, if any, from December 13, 2017, to today.

\$ \_\_\_\_\_

VERDICT OF THE JURY

We, the jury, have unanimously agreed to the answers to the attached questions and return such answer in open court, and under the instructions of the Court, as our verdict in this cause.

SIGNED this 28 day of February, 2024.